IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO. 4208 OF 2003

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Shri P.R.Ajunwadkar for the Petitioner.

CORAM : ABHAY S.OKA, J.

DATED : 16th Oct., 2004.

P.C.:

1. Heard Shri Ajunwadkar for the Petitioners. The challenge in this petition under Article 227 of the Constitution is to the order passed in mutation entry proceedings under the Maharashtra Land Revenue Code 1966.

2. It is well settled position of law that the issue of title is not decided in mutation entry proceedings. It is also equally well settled that the findings, if any, recorded by the Revenue Authorities on the issue of title are not binding on the civil Court. Shri Arjunwadkar states that a Civil Suit between the parties is pending.

3. In view of this position, the Writ Petition need not be entertained. Subject to the observation made above the Writ Petition is rejected with no order as to costs.

Judge.